NUMBER 7165.

Yesterday's Circulation, 52,172

WASHINGTON, FRIDAY EVENING, AUGUST 4, 1911.

Sixteen Pages

PRICE ONE CENT.

INSULT TO ARMY UNIFORM MEETS **ACTION IN COURT**

First Prosecution Under Territories Law Is Ordered By Taft.

TO PROCEED AGAINST RESORT IN ARIZONA

Proprietors Of Place Refused To Admit Three Officers-Woman Agitated Case.

The first legal prosecution instiagainst persons alleged to have insulted the uniform of the United States army or navy, has been ordered by the President, and the Attorney General has instructed the United States district attorney at Prescott, Ariz., to begin proceedings against the owners of the Yavapai Skating Rink there.

The proprietors refused to admit two officers and one non-commissioned officer in uniform. They are E. O. C. Ord, retired; Duncan K. Major, jr., of the Twenty-seventh Infantry, and Sergeant Rodenberg, of the Arizona State National Guard. The incident, which occurred May 4, was brought to the attention of President Taft by Mrs. Catherine Gallagher, of Washington.

Is Head of Society. She is president of the Society for the Protection of the Dignity and the time of adjournment and probably and the Remsen board.

rink pleaded ignorance of the law. not satisfactory to the

Attorney General. "I have no sympathy with the proprietors of amusements who take it upon themselves to exclude men wearing the uniform of the United States army or navy," the Attorney General stated in a letter to the President. "I am desirous of making an example of any one who comes within the purview of the law on that subject. I only wish the law were applicable to the States as well as the Territories."

Same As District's Law.

The law prohibiting proprietors of resorts from discriminating against men wearing the uniform of the army or navy is applicable only to the Territories and the District of Columbia. Where there have previously been dis-criminations against men in the army or navy, the only recourse that officials have had was merely through appeal to the civil authorities.

The occurrence of the offense in

Arizona, however, brings offenders clearly within the purview of the act, it is said, and it is probable the Government will endeavor to make as notable example of the case as possible.

District Bills To Have Consideration

some show for legislation in its interest before the end of the present session of Congress. The Rules Committee of the House met today and agreed to report a resolution to eb presented to the House tomorrow, setting aside a regular day for the consideration of District bills.

House who has bound his conscience. House a two-thirds vote in caucus to bind the members of the caucus, and even then any member has the right to refuse to abide. We allow any man in this House to offer amendments."

Shortly after the House convened Representative Redfield of New York asked unanimous consent to leave

With the setting aside of a new day better results are expected.

Two Dead In Crash.

PITTSTON, Pa., Aug. 4.-Two men were killed and another so seriously injured that his death is expected in a collision last night between a Delawaru sand Hudson train and an automobile at Smithville crossing, near here.
The dead: Edmund L. Briggs, thirty-five, Scranton: Charles W. Gallagher, thirty-six, Mineoka. The injured man is Peter Higgins, thirty-one, of Mineoka.

WEATHER REPORT

FORECAST FOR THE DISTRICT. Overcast weather with probable showers touight or Saturday. Not much

	ATURES.
U. S. BUREAU. 8 a. m	8 a. m
11 a. m	11 s. m 12 noon
1 p. m 83 2 p. m 82	1 p. m 2 p. m

TIDE TABLE.

Today-High tide, 4:23 a. m. and 5:11 p. m.; low tide, 11:13 a. m. and 11:24 p. n.

Tomorrow-High tide, 5:11 a. m. and 6:01 p. m.; low tide, 10:09 a. m.

Germany Favors Leishman; To Be Named

John G. A. Leishman, ambassador at Rome, will succeed Dr. David Jayne Hill as ambassador at Berlin.

The German foreign office this

afternoon issued a formal statement to the effect that Mr. Leishman would be acceptable to that government. This announcement would never have been made had not President Taft conferred with Germany. President Taft will send the nomination of Mr. Leishman and other diplomats to the Senate within a short time. Ambassador O'Brien at Tokio is now slated to succeed Mr. Leishman at Rome, while Minister Sherrill, at Buenos Ayres, now assigned to the Balkan states, will go to Argentina to take Mr. Sherrill's place.

COTTON BILL WILI PROLONG SESSION

Assured — No Adjournments Next Week.

The Senate this afternoon by a vote of 38 to 26 ordered the cotton bill, which passed the House yesterday, to be referred to the Finance Committee, with instructions to report not later than August 10. This action was taken on motion of Senator Martin, the Democratic leader.

It is of the utmost importance for the reason that it makes uncertain Honor of the Uniform of the United States.

The proprietors afterward apologized for the indignity they had done the officers, but the President and the Attorney General decided that they would not accept the apology, and the instructions sent by Attorney General Wickersham to the district attorney were that he "enforce fully the penalties of the law." The proprietors of the rink pleaded ignorance of the law,

Reference to Taft.

"What's the use?" asked Mr. Payne. under the five-minute rule, and in reference to the futility of offering amend-"You Democrats have given your consciences over to Chairman Underwood. When the existing tariff law was passed no one was bound to vote either way. Amendments were offered and adopted, but no one can offer an amendment here today and have it adopted. The muck-raking magazines ought to turn their attention to the Democratic caucus.

McCabe, isomething the same.

That McCabe considers the Remsen, opinions were the same.

That McCabe considers the Remsen, opinions were the same.

That McCabe considers the Remsen, opinions were the same.

That McCabe considers the Remsen, opinions were the same.

That McCabe considers the Remsen, opinions were the same.

That McCabe considers the Remsen, opinions were the same.

That McCabe considers the Remsen, opinions were the same.

That McCabe considers the Remsen, opinions were the same.

That McCabe considers the Remsen, or referee board, a part of the Bureau of Chemistry, although Dr. Wiley has no jurisdiction over the board. Dr. no jurisdiction over the board, and the provided the same opinions were the same.

"Trying to put the President in a hole, e you." asked Mr. Payne.
"No," shouted Representative Burnett Alabama; "he's already there." of Alabama; "he's already there."
"Why the President has the greatest copportunity a President has had in years," said Mr. Payne, "in vetoing these ill-considered tariff bills one after another."

Chairman Underwood replied:

"The gentleman from New York." he said, "says we legislate by caucus. I say we legislate by party harmony."

Allowing Amendments. Mr. Underwood then declared that five amendments were allowed to the Payne bill only because of the coercion of Representative Tawney and a coalition of Republicans and Democrats. There's no man on this side of the

House who has bound his conscience. The old District day in the House has been passed by so often that it long ago ceased to receive consideration. With the setting aside of the setting aside

Half an hour later Mr. Mann was in the midst of a flight of oratory. He was speaking under the five-minute rule. When his time expired Mr. Mann better results are expected.
When District day does come, bills will be called in the order of their importance by Chairman Johnson.

The standard of the continue of the cont will be called in the order of their importance by Chairman Johnson.

The House may decide tomorrow to devote several days to the consideration of District business.

Police Shake-Up Speculation Rife

Speculation was rife around Police Headquarters and the different station houses today as to the identity of the officers who may be affected by the reported coming big shake-up in the department. The report that agents of the Department of Justice are said to have prepared involving a relief of the prepared in the prepared in the prepared involving a relief of the prepared in the prepar have prepared involving a police officer in alleged dealings with bookmakers is believed to be responsible for the contamplated changes.

Informal charges have been made gainst at least one official of the de-artment. It is rumored that changes affect several precinct captains An affidavit charging one officer with an amount charging has been submitted to the head of the department, but the person who flied the affidavit has not preferred any charge. Superintendent Sylvester said that so far the evidence against this officer is not sufficient to justify suspension.

justify suspension. Two transfers were announced today Mrs. S. Farling, matron at No. 1 sta-tion, was transferred to the House of Detention, and Mrs. Jennie Wehl, matron at the House of Detention, goes to No. 1. No reason is assigned for the

\$1.00 Bluemont and Return, Sunday, Aug. 6th. Southern Railway. Trains lv. allowing examination by counsel, Washington 8:55 a. m. (Ltd.) and 9:15 Henry E. Davis, personal counsel for

M'CABE RULES FOR PURE FOOD

Prosecutions, He Tells Probers.

SOLICITOR REVEALS **CURB ON CHEMIST**

Effort Made To Keep Him From Opposing Remsen Board In Soda Case.

Placed on the grill today by the House committee investigating the Remsen board and the Dr. Wiley charges, Solicitor George P. Mcthat McCabe, and not the Bureau of keeping it a close secret. Chemistry, practically decides what prosecutions shall be had of pure ter, which was found by the side Cabe's voice can outweigh Dr. Har- ed by Mrs. Brillhart at her apart-Revision Of Schedule Now vey W. Wiley and his assistant, Dr. F. L. Dunlap, the other two members and majority of the inspection

highly diverting admissions show- at this time. ing that the functions of the Bureau of Chemistry have been gradually taken over by the Solicitor's office | fined to her bed.

Testimony in Brief. Summarized, the solicitor's testimony

That McCabe "did not want Dr. Wiley to go to Indiana to testify for the ed his life. State during its fight on the benzoate did permit three members of the Rem- his friends or relatives since his mys-

who was the first to speak on the bill tice declaring that the Remsen board two detectives were assigned to locate had been legally appointed.

that the Remsen board was legal," said expiration of his leave on Tuesday. McCabe, is conically, when asked if the navy yard, today stated that he had

Remsen testified yesterday that the referee board had never consulted with the Bureau of Chemistry.

The committee for the first time to-day began to probe into the nature of the charges against Dr. Wiley and Attorney Davis will pursue the same line of investigation tomorrow.

Charge Against Wiley.

"What is the specific charge against Wiley?" asked Representative

"The conclusion of the department's board of personnel," said Solicitor Mc-Cabe, "was that Dr. Rusby, Dr. Kebler, Dr. Bigelow, and Dr. Wiley had agreed that Dr. Rusby would work but eighty days a year for a \$1,600 salary. We thought it a violation of the law limit-ing the per diem rate that may be raid ing the per dlem rate that may be paid

"Is it not a fact that Dr. Rusby's appointment was approved by Secretary Wilson?" demanded Representative

"Yes," admitted McCabe.

Asked how the board of personnel was organized. Solicitor McCabe told it had been created by order of Secretary Wilson in 1965.

"Under what authority was the Remembers board apprinted?" guizzed Representations.

"Under what authority was the Rein-sen board appointed?" quizzed Repre-sentative Floyd.

McCabe, who held the creation of the board was legal, while Assistant Attorney General Fowler held it was it-

legal, said that authority was found, he thought, in the pure food act. The set, as construed by McCabe, permits the Secretary to emplay consulting scientific experts. Status of Remsen Board.

"Do you regard the Remsen board connected with the Bureau of Chemis-

"Yes," replied Solicitor McCabe, cause they were employed to enforce Dr. Remsen testified yesterday that the Remsen board "had never consulted with the Bureau of Chemistry," of which McCabe today claimed it was a

part. The solicitor, however, said the board was not under the jurisdiction of Dr. Wiley, the chief of the bureau, and that the referee board had made investigations of subjects not investigated by the bureau Scilcitor McCabe referred to the food and drug inspection board composed of McCabe, Assistant Chief Chemist Dun-

"Are you a chemist?"
"No," answered McCabe.

"And yet you are a member of the inspection board?"

Decides Prosecutions. After minority members of the committee had mildly protested against allowing examination by counsel,

Not Wiley, Decides Missive Penned By Army Officer in New York Before Suicide.

MAY GIVE REASON FOR KILLING HIMSELF

Received By Widow Here, But Contents Are Not Revealed. She Suffers Collapse.

If any reason is given in Lieut. Charles E. Brillhart's letter to his wife for his shooting himself through the head in the Hotel Astor, New Cabe, of the Department of Agri- York, yesterday afternoon, the relaculture, made admissions indicating tives of the dead naval officer are

Aside from admitting that the lettood law violators and that Mc- of the dead officer, had been receivment in the Cairo this morning, no information was given out there.

Inquiry as to when Mrs. Brillhart would be able to go to York, Pa., General Order No. 140, issued by where her husband's body has been the Secretary in July, 1910, made sent for burial, brought the information from Lieut. Lee Prior that Solicitor McCabe made other that question could not be answered

Suffers a Collapse.

Mrs. Brillhart is reported to have suffered a nervous collapse and is con-Lieutenant Prior, who says he was

with Lieutenant and Mrs. Brillhart on their trip to Atlantic City last Sunday, says that no one but Mrs. Brillhart knows the contents of the letter, which may tell why Lieutenant Brillhart end-

That the whereabouts of Lieutenant of soda users," but that the department Brillhart had not been known by either sen board to give testimony favorable terious disappearance from Washington That Solicitor McCabe prepared the Police Department was asked to instiopinion used by the Department of Jus- tute a quiet search for the officer, and him. They were unsuccessful. It is de "I held that the Remsen board was nied, however, that Lieutenant Brillihart legal; the Department of Justice held did not return to Washington before the not been reported, and that his accould not be traced to any fear of pun

Victim of Meningitis.

According to reports received from New York today, the autopsy performed showed that Lieutenant Brillhart had been suffering from purulent meningitis, a form of insanity. This, in the opinion of his brother officers at the Navy Yard, was responsible for his suicide. They had noticed a strange exDEPOSED PRESIDEN

OF HAITI ON SHIP

Members Of Simon's Family

Are With Him On Dutch

Steamer.

darkness last night, and is now on board a Dutch fruit steamer on his way to

The committee of public safety has

been reorganized, at the demands of

The German sailors are still occupy

ment of the capital. Minister Furniss today cabled the American State De-

partment that quiet prevails, and indi-cated his opinion that the landing of American marines was unnecessary at

President Simon and his family were

transferred from the American schooner Bradford C. French to the Dutch steamer Prinz Nederland last night. As

pression in his face at times, though he always seemed rational.

The officer was last seen in Wash-ington by his brother officers at the Army and Navy Club shortly after 12 o'clock Monday night. He and his wife had returned from Atlantic City during had returned from Atlantic City during the day.

"I saw Lieutenant and Mrs. Brillhart about midnight Monday night," said Lieutenant Timmons, who occupies offices with Lieutenant Prior in the Bu-reau of Ordnance in the Navy Depart-ment. "As I started to enter the Army and Navy Club. I noticed Lieutenant Brillhart come out. Mrs. Brillhart and another lady were sitting in a taxicab waiting for him Mrs. Brillhart was playfully tooting the horn to call her husband. I presume he went home with them and then took the 2 o'clock Baltimore and Ohio train from New York. more and Ohio train from New York, Reports from New York are to the freet that Lieutenant Brillhart had een a sufferer from purulent menin-

No Plans for Funeral.

At the office of Lieutenant Prior this the diplomatic corps. It is hoped that morning, it was not known that Lieut- the new body will prove equal to the enant Prior had spent some time with task of maintaining order in the city. Lieutenant and Mrs. Brillhart in At-Both factions were recognized in formlantic City, but it was the supposition ing the new committee, and it contains that he went there just for over Sunday. Lieutenant Prior has a request in for a leave of absence, but he has not yet availed himself of any of his authorized leave. Lieutenant Prior and authorized leave. Lieutenant Prior and the other. The remainder of the comauthorized leave. Lieutenant Prior and the other. The remainder of the com-Lieutenant Brillhart have been close mittee is made up of foreign business At the Brillhart apartment this afternoon it was stated by Lieutenant Prior men. Assurance has been given that that nothing is known as the funeral tected. arrangements. The body was taken to York, Pa., as soon as the removal pering the York, Pa., as soon as the removal per-mit was signed by the coroner and all the revolutionists and the foreign eleplans are being made at York.
At the Cairo this morning it was stated that Lieutenant and Mrs. Brillhart apparently lived happily, and that when he was in the city they were often to-gether. "A peculiar thing about the couple," said the clerk this morning.

"was that they never seemed to asso-ciate with the other army and navy ciate with the other army and navy people we have in the house. Apparently they had made their own friends, and did not care to make new ones."

Authorities in New York considered the evidence so strong that Lieutenant Brillhart had committed suicide that no inquest was ordered. Coroner Feinberg signed the permit for the removal of the body to York, Pa., the old flome of the officer. Telegraphic advices from New York today state that Mrs. Brillhart is not expected there. It was the opinion of the coroner that Lieutenant Brillhart had been dead twelve hours when his body was found.

Lieutenant and Mrs. Brillhart had been dead twelve hours when his body was found.

Lieutenant and Mrs. Brillhart had been married but a year. His bride was more applicant of the way for the coroner that Lieutenant and Mrs. Clarence Whitman Osgood, of this city. They are now in Atlantic City.

Termical from the American schooner to the Dutch steamer Frinz Nederland last night. As the Briadford C. French to the Dutch steamer Frinz Nederland last night. As the brief of Kingston, Jamaic, the haven of refuge for all the steamer Failed for Kingston, Jamaic, the haven of refuge for all the steamer Frinz Nederland last night. As the brief of Kingston, Jamaic, the haven of refuge for all the steamer Frinz Nederland last night. As the between care of refuge for all the steamer Frinz Nederland last night. As the brief of Kingston, Jamaic, the haven of refuge for all the steamer Frinz Nederland last night. As the between care and of the Just of Frinz Nederland last night. As the steamer Frinz Nederland last night. As the steamer Frinz Nederland last night. As the st

Officer Who Shot Himself, and Widow



STATE PLANS TES

Prosecutors Confer On the Prussia ten years ago, the coming Sending Of Alienist To Prisoner's Cell.

By JAMES E. BREADY.

RICHMOND, Va., Aug. 4.- Belleving that the defense will be that of insanity, the prosecution of Henry Clay Beattie, jr., this morning discussed measures to combat it. Commonwealth Attorney Gregory and L. L. Scherer held a pro tracted conference over the matter in the latter's office with regard to having allenists for the State make observation of the prisoner while awaiting trial. Definite decision to do this has not yet been reached.

The prosecution knows that the defense can wait until the whole case of the former has been given the jury, and then if Paul Beattle and Beulah Binford have withstood the grilling examination to which Attorney Harry M. FLEEING TO JAMAICA Sentity. Smith will subject them, then the defense may introduce evidence of insan-

Defense Going Slow.

The defense will send no alienists to the jail meantime, because of the damaging effect it would have, but it can. and probably will, have an alienist or two in the court room observing Beattie while the jury is being drawn and while arguments to quash the indictment and for delay of the trial are

PORT AU PRINCE, Haiti, Aug. 4.— Beulah Binford's mail is echoing Anton Simon, the deposed President of wild tales of her treatment in the jail. Haiti, escaped from the harbor in the It is erroneously believed by many peo ple here that she has been subjected to the "third degree" treatment, and anonymous correspondents are Jamaica. Members of his family are her "to tell the truth The visit to the dentist the other day

to have a tooth pulled is believed by some weak minded people here to have been for the purpose of torturing her. Activity At Court House.

The Chesterfield county court house and jail, five miles from Richmond. where Beattie will be tried for the murder of his wife, presents a scene of General Firmin, leader of one rebel activity with painters and paperhangers making the jail ready for the alleged murderer, and the State's two witnesses, Beulah Binford and Paul

An indictment, drawn with all the egal phraseology of the Commonwealth, has been written, charging the killing of Mrs. Louise Owen Beattie, jr., to he nusband, Henry Clay Beattie, ir. The indictment is ready for the jurous to affix their names when they take up the Beattle case August 14.

Paul Douglas Beattle, cousin of the accused man and purchaser of the gun with which the woman was alleged to have been slain, emphatically

AWAITING TOGO,

President and High Officials Arrange Elaborate Program For Visitor.

STATE DINNER TO BE A BRILLIANT AFFAIR

Dinners, Receptions, and Sightseeing Planned For Japanese Who Humbled Russia.

East may be East, and West be West-

Tomorrow the twain shall meet. When Togo from the Eastern

lands. And Taft, the Western, greet? And there be neither East nor West.

Border nor breed nor birth When Togo, the Samuari comes For we know what a hero's worth!

Banzai! Togo, the Samurai, hero of the sea of Japan, wielder of the destinies of war, comes to Washington tonight.

The little admiral will reach this city to begin four days of state ceremonies as the honored guest of the nation, at 9:25 o'clock this

While the program arranged for his entertainment is the most elaborate since the memorable series of social and state affairs which attended the visit of Prince Henry of of the big little Japanese warrior tonight will be practically unher-

Admiral Togo will leave New York this afternoon at 3:38 o'clock. Plans for Reception Here.

Third Assistant Secretary of State Hale, and Captain Potts, of the Navy. who have been his personal companions since he landed from the Lusitania two days ago, will be with him. Mr. Hale represents the President. while Captain Potts is the representative of the navy.

Major Archibald Butt, the Presi dent's aide, probably will be at the station to meet the Japanese hero, and with the two officials who have accompanied Admiral Togo, will escort him to the New Willard Hotel. his headquarters during his stay in the Capital.

Admiral Togo comes with words of peace on his lips. The man who crippled Russia's navy, and who was trained in the warlike arts of the Samauri, is little different from the great warriors of the Caucasian nations who are seeking to end the chance of hostilities, While in New York, he said:

"I think the international arbitration treaties between the United States and England, and the United States and France are very good things. Such a treaty would also be good for Japan. Then he added, in response to the

message from President Taft deliver-ed by Secretary Hale: "Happiness is the realization of our (Continued on Page Fourteen.)

IN CONGRESS TODAY

Conferees meet on the wool bill.

Conferees named on the free list bill. Senate Interstate Commerce Committee will give hearings on trust question, orimer hearing proceeds. Warm discussion on cotton bill in th Senate. HOUSE.

After a fiery debate the House author ized the appointment of an assistant enrolling cierk.

Representative Hardwick of Georgia presented a resolution from the Rules Committee, to take up the Day portrait report, but action was postponed by a roll call for a quorum.

The investigation of the Dr. Wiley becomes was resumed.

tharges was resumed.
The Rules Committee postponed until
the next session consideration of a
resolution to investigate the money trust. Similar action was taken on a resolu-tion to investigate the Ellis immigration station. The Rules Committee will report a res-olution to consider District bills in the House

The Sugar Committee continued its in

White House Callers. SENATORS. Cullom, Ill. Curtis, Kan. Guggenheim, Col. Smith, Mich. McLean, Conn. REPRESENTATIVES.

Borland, Mo. Dwight, N. Y. Moon, Pa. Pepper, Iowa, Howard, Ga.

IF YOU WERE SHOPPING THIS MORNING SEE PAGE 2